

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA	)	
	)	
v.	)	CRIMINAL NO. 13-10200-GAO
	)	
DZHOKHAR TSARNAEV	)	

**MOTION TO STAY JURY SELECTION AND TRIAL**

Defendant, Dzhokhar Tsarnaev, by and through counsel, respectfully moves to stay jury selection and trial in this matter pending disposition by the First Circuit Court of Appeals of the defendant's Petition for Mandamus, filed today. The Petition for Mandamus (copy attached hereto) requests that the Court of Appeals order this Court to grant a change of venue or, in the alternative, to order this Court to hold an evidentiary hearing to resolve disputed issues of fact and to reconsider the previously-filed motions for change of venue after that hearing.

A stay should be granted in the interests of judicial economy and to ensure public confidence in the fairness of the proceedings.

Respectfully submitted,

DZHOKHAR TSARNAEV  
by his attorneys

/s/ William W. Fick

Judy Clarke, Esq. (CA Bar # 76071)  
CLARKE & RICE, APC  
1010 Second Avenue, Suite 1800  
San Diego, CA 92101  
(619) 308-8484  
JUDYCLARKE@JCSRLAW.NET

David I. Bruck, Esq.  
220 Sydney Lewis Hall  
Lexington, VA 24450  
(540) 460-8188  
BRUCKD@WLU.EDU

Miriam Conrad, Esq. (BBO # 550223)  
Timothy Watkins, Esq. (BBO # 567992)  
William Fick, Esq. (BBO # 650562)  
FEDERAL PUBLIC DEFENDER OFFICE  
51 Sleeper Street, 5th Floor  
(617) 223-8061  
MIRIAM\_CONRAD@FD.ORG  
TIMOTHY\_WATKINS@FD.ORG  
WILLIAM\_FICK@FD.ORG

**Certificate of Service**

I hereby certify that this document filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) and paper copies will be sent to those indicated as non-registered participants on December 31, 2014.

/s/ *William W. Fick*